IN THE HIGH COURT OF JUDICATURE, ANDHRA PRADESH
AT HYDERABAD

(Special Original Jurisdiction)

THURSDAY, THE SEVENTH DAY OF JULY
TWO THOUSAND AND FIVE

PRESENT

THE HON'BLE MR JUSTICE S.ANANDA REDDY

WRIT PETITION NO: 13289 of 2005

Between:

1 Md. Zaheeruddin S/o. Md. Ghouse Mohiuddin
Working in APSRTC, Ibrahimpatnam Bus Depot, Ranga Reddy

District.
2 V. Ravi Shanker S/o. VDVS Narayana,
Working in APSRTC, Ibrahimpatnam Bus Depot, Ranga Reddy

District.

..... PETITIONERS

AND

1 The Regional Manager, APSRTC, Khammam Region at Khammam.
2 The Depot Manager, APSRTC, Ibrahimpatnam Bus Depot, Ranga

Reddy District.

.....RESPONDENTS

Petition under Article 226 of the constitution of India praying that in the circumstances stated in the Affidavit filed herein the High Court may be pleased to issue a writ or order or direction more particularly one in the nature of writ of Mandamus declaring that the action of the respondent No.1 in not taking back/transferring the petitioners to Khammam Region as bad, arbitrary, illegal, unjust and unreasonable and contrary to the seniority list of approved/selected list of Drivers in Khammam Region and consequently direct the respondent No.1 herein to get back the petitioners to Khammam by transferring them from Hyderabad City Region by releiving them from present depots and pass such other order or orders.

Counsel for the Petitioner: MR.P.VENKATESWAR RAO

Counsel for the Respondents: SRI V.T.M.PRASAD SC FOR APSRTC

The Court at the stage of admission made the following:

ORDER:

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This writ petition is filed by the petitioners, who are the regular employees of the respondent-Corporation, and who were originally recruited for the Khammam region, to declare the action of the first respondent in not taking back them to Khammam Region as illegal and arbitrary, and consequently, to direct the first respondent to take back the petitioners to Khammam Region.

2 . According to the petitioners, on the premise that there are surplus Conductors in the Khammam region, they were shifted from one region to another without following any rule or regulation or the rule of last come first go with reference to the transfer of the surplus staff. Therefore, the petitioners have come up with the present writ petition.

3 . At the time of hearing, the learned Standing counsel appearing for the respondent-Corporation has represented that they are following the rules as to the last come first go with reference to the transfers of surplus staff such as drivers and conductors.

4 . In view of the said representation, the respondents are directed to follow strictly the said rule of last come first go i.e., the junior mosts have to be transferred to out side the Khammam region, if there are any surplus staff. If any of the juniors of the petitioners are working within the Khammam region, the petitioners are entitled to be posted to the Khammam region replacing the juniors, who are to be sent out, within a period of four weeks from the date of receipt of a copy of this order.

5. Accordingly, the writ petition is disposed of. No order as to costs.

S.ANANDA REDDY, J

07th July, 2005

SKM
To

1 The Regional Manager, APSRTC, Khammam Region at Khammam.
2 The Depot Manager, APSRTC, Ibrahimpatnam Bus Depot, Ranga

Reddy District.

3 Two CD copies